

**OPPENHEIMER**

OPPENHEIMER WOLFF &amp; DONNELLY LLP

Plaza VII, Suite 3300  
 45 South Seventh Street  
 Minneapolis, MN 55402-1609

612.607.7000  
 Fax 612.607.7100

Direct Dial: 612.607.7595  
 E-Mail: BWrigley@oppenheimer.com

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December 3, 2004

**VIA FACSIMILE**

Office of Petitions  
 Commissioner for Patents  
 Alexandria, VA 22313-1450

**RENEWED PETITION UNDER 37 CFR  
 1.137(b)**

Re: Application No. 09/788,047  
 Title: ACETIC ANHYDRIDE, METHOD OF PURIFYING CRUDE ACETIC  
 ANHYDRIDE, AND METHOD OF PRODUCING  
 POLYOXYTETRAMETHYLENE GLYCOL USING ACETIC ANHYDRIDE  
 Filing Date: February 16, 2001  
 Our File No. 60586-300501

Dear Sirs:

I respectfully submit a Renewed Petition under 37 CFR 1.137(b) based on the Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.377(b) filed August 12, 2004, to revive the above-identified application. The application became abandoned for failure to file a timely response to the final Office Action mailed on August 12, 2003, pursuant to 37 CFR 1.113.

On August 12, 2004, the aforementioned petition was filed with amendments to the claims. The Petitions Examiner dismissed the petition in a letter mailed on November 23, 2004, stating that the amendment did not *prima facie* place the application in condition for allowance. Thus, I submit a Renewed Petition under 37 CFR 1.137(b) in addition to a Request for Continued Examination (RCE) pursuant to 37 CFR 1.114 and the appropriate fee pursuant to 37 CFR 1.17(e).

The Petitioners Examiner also noted that the Power of Attorney submitted with the petition filed on August 12, 2004, did not comply with 37 CFR 3.73(b). Thus, included is a Statement under 37 CFR 3.73(b) detailing the requisite assignment recordation for the above-identified application in addition to a copy of the Power of Attorney.

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**RENEWED PETITION UNDER 37 CFR  
1.137(b)**

The fees for filing the August 9, 2004 Petition to Revive an Unintentionally Abandoned Application and an extension for reply within fifth month was previously paid. The fee for filing the RCE is enclosed. It is believed that no further fees are required. However, if it is determined that further fees are required, please charge our deposit account, No. 50-1901, for any fees associated with this request.

Respectfully submitted,



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Customer No. 34,205

Barbara A. Wrigley, Reg. No. 34,950  
OPPENHEIMER WOLFF & DONNELLY LLP  
Plaza VII, Suite 3300  
45 South Seventh Street  
Minneapolis, MN 55402-1609  
Telephone: 612.607.7595  
Facsimile: 612.607.7100  
E-Mail: [Bwrigley@oppenheimer.com](mailto:Bwrigley@oppenheimer.com)

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## RESUBMITTING

PTO/SB/64 (11-03)

Approved for use through 07/31/2006 OMB 0651-0031  
US Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.377(b)</b>		Docket Number (Optional) 60586-300501
First named inventor: Seiji Nishioka	Art Unit: 1711	
Application No.: 09/788,047	Examiner: Rabon A. Sergeant	
Filed: February 16, 2001		
<b>Title: ACETIC ANHYDRIDE, METHOD OF PURIFYING CRUDE ACETIC ANHYDRIDE AND METHOD OF PRODUCING POLYOXYTETRAMETHYLENE GLYCOL USING ACETIC ANHYDRIDE</b>		
<b>Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX: (703) 872-9306</b>		
<p>The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.</p> <p style="text-align: center;"><b>APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION</b></p> <p><b>NOTE:</b> A grantable petition requires the following items:</p> <ul style="list-style-type: none"> <li>(1) Petition fee;</li> <li>(2) Reply and/or issue fee;</li> <li>(3) Terminal disclaimer with disclaimer fee – required for all utility and plant applications filed before June 8, 1995; and for all design applications, and</li> <li>(4) Statement that the entire delay was unintentional.</li> </ul>		
<p><b>1. Petition fee</b></p> <p><input type="checkbox"/> Small entity fee \$ _____. (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.</p> <p><input checked="" type="checkbox"/> Other than small entity fee \$ <u>1,330.00</u>. (37 CFR 1.17(m)).</p>		
<p><b>2. Reply and/or Fee</b></p> <p>A. The reply and/or fee to the above-noted Office Action in the form of:</p> <p><input checked="" type="checkbox"/> Response to the Office Action, Petition for Extension of Time, Power of Attorney</p> <p><input type="checkbox"/> has been filed previously on _____</p> <p><input checked="" type="checkbox"/> is enclosed herewith.</p> <p>B. The issue fee of \$ _____.  <input type="checkbox"/> has been filed previously on _____  <input checked="" type="checkbox"/> is enclosed herewith.</p>		

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This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the complete application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officers, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, Alexandria, VA 22313-1450.

PTO/SB/64 (11-03)

Approved for use through 07/31/2006 OMB 0651-0031

US Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## 3. Terminal disclaimer with disclaimer fee

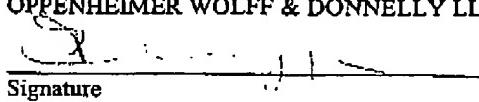
- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$\_\_\_\_ for a small entity or \$\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c) subsections (III)(C) and (D))].

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

OPPENHEIMER WOLFF &amp; DONNELLY LLP

August 9, 2004  
Date



Signature

612.607.7595  
Telephone Number

Barbara A. Wrigley, Reg. No. 34,950  
Oppenheimer Wolff & Donnelly LLP  
45 South Seventh Street, Suite 3300  
Minneapolis, MN 55402-1609

## ENCLOSURES

- Fee payment  
 Response to Office Action  
 Petition for Extension of Time  
 Power of Attorney  
 Terminal Disclaimer  
 Additional sheets containing statements establishing unintentional delay  
 Other Return Postcard

## CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

- deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

August 9, 2004  
Date

Brea K. Taken  
Brea K. Taken